

H-1131

### NITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

K. SHIMADA et al

Serial No. 10/780,772

Group Art Unit: 2189

Filed: February 19, 2004

Examiner: H. FLOURNOY

For: STORAGE HAVING LOGICAL PARTITIONING

CAPABILITY AND SYSTEMS WHICH INCLUDE

THE STORAGE

# UNDER § 1.97 AND § 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

August 12, 2005

Sir:

#### 1. This IDS should be considered:

- (a) when filed within three months of the filing date of the present application, or within three months of the filing date of the National Stage as set forth in § 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever occurs last;
- (b) when filed before the mailing date of either a Final Rejection under § 1.113 or a Notice of Allowance under § 1.311, whichever occurs first and when 1(a) does not apply. For this purpose, there is included herein either a certification in section 4 below (included when indicated by a marked box), or a fee of \$180.00 (a check in the amount of \$180.00 is enclosed, or if not see section 5 below);
- (c) when filed prior to the payment of the Issue Fee, when 1(a)-(b) do not apply, and when a certification is included in section 4 below (included when indicated by a marked box); then the Applicant(s) hereby petition(s) and request(s) consideration of this IDS, and provided herewith

is a fee of \$180.00 (a check in the amount of \$180.00 to cover the petition fee, or if not see section 5 below).

- 2. When 1(a)-(c) do not apply, then it is requested that this IDS be placed in the file.
- 3. Listing of the information submitted is on the attached Form PTO-1449, which forms a part of this IDS. A copy of each listed document is enclosed when needed (needed for U.S. and foreign patents, publication or portion thereof listed; no copy of a U.S. patent application is needed; a copy of a document is not needed when previously submitted or previously cited by the PTO in a parent application of the present application as set forth under 35 U.S.C. § 120).

## 4. The undersigned hereby states:

- ☐ (a) that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application, as indicated on the copy of the communication submitted herewith, which communication was dated not more than three months prior to the filing of this IDS; or
- ☐ (b) that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of this IDS.
- 5. No explanation of relevancy is being provided for the documents listed in the attached PTO-1449 Form, because each is either in the English language and/or discussed in the present Specification.
- 6. If a fee or additional fee is required, the Commissioner is hereby authorized to charge any fee or additional fee that may be required and credit any excess to Deposit Account No. 50-1417.
- 7. If the PTO determines that part(s) of the required content is inadvertently omitted, then it is requested that

the Applicant(s) be given additional time and specific identification of such omission(s) to enable full compliance.

Respectfully submitted,

Daniel J.

Registration No. 32,846

Attorney for Applicants

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C. 1800 Diagonal Rd., Suite 370 Alexandria, Virginia 22314

(703) 684-1120

Date: August 12, 2005

Sheet <u>1</u> of

FORM PTO-1449 (REV. 7-80)

U.S. DE ARTMENT OF COMMERCE ATTY. DOCKET NO. PATENT AND TRADEMARK OFFICE H-1131

SERIAL NO. 10/780,772

LIST OF DOCUMENTS CITED BY APPLICANT (Use several sheets if necessary)

APPLICANT K. SHIMADA et al. FILING DATE **GROUP** February 19, 2004 2189

#### **U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE (If Appropriate)
	AA	5,568,629	10/22/96	Timothy G. Gentry et al			
	АВ	5,829,053	10/27/98	David Lee Smith et al			
	AC	2003/ 0084241	05/01/03	Clark E. Lubbers et al			
	AD	2003/ 0182501	09/25/03	Elizabeth George et al			
	ΑE	2005/ 0010722 .	01/13/05	Chih-Wei Chen			
	AF	2005/ 0015546	01/20/05	O. Zohar et al			
	AG	2004/ 0111596	06/10/04	Freeman Leigh Rawson III			
	АН	2004/ 0049564	03/11/04	Chan Ng et al			
	Al	2003/ 0115434	06/19/03	Mallik Mahalingam et al			
		2003/ 0055933	03/20/03	T. Ishizaki et al			
	AK	2002/ 0124040	09/2002	R. Foster et al			
	AL	2002/ 0016812	02/2002	M. Uchishiba et al			
	АМ						

	DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANS YES	LATION NO
	2005- 128733	05/2005	JAPAN (w/English-language translation)			X	
ΑO							
ΑP							
		OTHER DOCL	MENTS (Including Author Title Date Pertinent I	Pagas atal			

		OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)	
	AQ		
	74		
YAMINE	,	DATE CONSIDERED	

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 2 of 2

FORM PTO-1449 (REV. 7-80)

U.S. DEPARTMENT OF COMMERCE ATTY, DOCKET NO.

SERIAL NO.

10/780,772

LIST OF DOCUMENTS CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT K. SHIMADA et al. FILING DATE GROUP February 19, 2004 2189

#### **U.S. PATENT DOCUMENTS**

_			NAME	CLASS	SUBCLASS	(If Appropriate)
AA	6,763,419	07/2004	Hoese et al.			
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70	0065898	04/2003	Flamma et al.			
	0120751	06/2003	Husain et al.			
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	131182	07/2003	S. Kumar et al.			
АН	2003/ 110263	06/2003	A. Shillo			
		11/2002	K. Fujimoto			
ΑJ						
AK	10.					
	AC AE AF AG AH	178143 AJ	O007366  AC 2002/ 0133539  AD 2003/ 04/2003 0065898  AE 2003/ 06/2003 0120751  AF 2004/ 0111580  AG 2003/ 07/2003 131182  AH 2003/ 10263  AI 2002/ 178143  AJ	O007366  AC 2002/ 0133539  AD 2003/ 0065898  AE 2003/ 0120751  AF 2004/ 0111580  AG 2003/ 131182  AH 2003/ 110263  AI 2002/ 178143  AJ   O09/2002 Monday  Mond	0007366       AC       2002/ 0133539       09/2002       Monday         AD       2003/ 0065898       04/2003       Flamma et al.         AE       2003/ 0120751       06/2003       Husain et al.         AF       2004/ 0111580       06/2004       Weber et al.         AG       2003/ 131182       07/2003       S. Kumar et al.         AH       2003/ 110263       06/2003       A. Shillo         AI       2002/ 178143       11/2002       K. Fujimoto	O007366       AC       2002/ 0133539       09/2002       Monday         AD       2003/ 0065898       04/2003       Flamma et al.         AE       2003/ 0120751       06/2003       Husain et al.         AF       2004/ 0111580       06/2004       Weber et al.         AG       2003/ 131182       07/2003       S. Kumar et al.         AH       2003/ 110263       06/2003       A. Shillo         AI       2002/ 178143       11/2002       K. Fujimoto

#### **FOREIGN PATENT DOCUMENTS**

	DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANS	LATION
	DOOGNIENT	DAIL	COUNTRY	CLASS	SUBCLASS	YES	NO
AL	10014448	11/2000	GERMANY				X
АМ	02/35359	05/2002	PCT				
AN							
AO							
AP							

#### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

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MINIED		DATE CONCIDENCE

**EXAMINER** 

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.